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Date of Signature and Deposit: 1/18/06 Jack M. Cook
Jack M. Cook, Reg. No. 56,098

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jack E. Lohman, et al.
Serial No.: 10/758,917
Filed: January 16, 2004
For: Long Term Cardiac Monitor
Grp Art Unit: 3762
Docket No.: 190143.90091

DECLARATION UNDER 37 C.F.R. 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

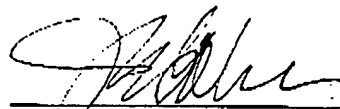
We, Jack E. Lohman and Timothy L. Lohman, declare and say that:

1. We the named inventors of the invention claimed in the above-listed patent application.
2. Jack E. Lohman is also a named inventor in U.S. Patent No. 6,701,183 ('183 Patent) of which the above-listed patent application is a continuation-in-part.
3. The development of the invention claimed in the above-listed application was related to the development that yielded the invention claimed in the '183 Patent.
4. The '183 Patent is a publication disclosing, at least in part, Jack E. Lohman's own work. More specifically, the sections of the '183 Patent cited to support a rejection under §102(e) in the above-listed application constitute a publication disclosing Jack E. Lohman's own work.
5. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to me to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code

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and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: December 26, 2005



Jack E. Lohman

Dated: December 26, 2005



Timothy L. Lohman

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